

Application of: Ruff, Kenneth J.  
Serial No.: 10/065,857  
Amendment B

### **REMARKS**

The Claims were the subject of a restriction requirement which was argued and traversed in the last Response to Office Action. Those comments are reiterated herein. Applicant continues to submit that the restriction requirement is in error. The MPEP does provide that one may designate through the mechanism of identifying figures as to what are species of an invention. However, it is the claims that must be referred to, to determine whether or not the claims cover one or more configurations or embodiments. The fact that a set of figures shows one embodiment does not make it a species from the other embodiments if there is a claim that covers those embodiments jointly.

Applicant also notes with appreciation that Claims 4 - 6 and 10 are objected to and would be allowed if written in independent form. Responsive to this, the limitations of Claim 4 have been added to Claim 1. All the remaining Claims in the application, depend directly or indirectly now from newly amended Claim 1. Therefore, all Claims are allowable and formal allowance of said Claims is respectfully solicited.

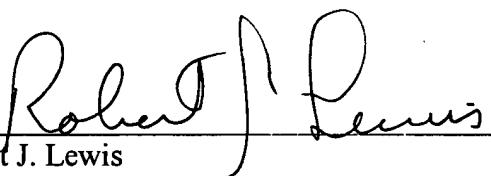
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If any further issue regarding the allowability of any of the pending claims in the present application could be readily resolved, or if other action could be taken to further advance this application such as an Examiner's amendment, or if the Examiner should have any questions regarding the present amendment, it is respectfully requested that the Examiner please telephone Applicant's undersigned attorney in this regard.

Respectfully submitted,

Date: \_\_\_\_\_

10-4-04



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